



Small Business Regulatory Review Board

Quarterly Newsletter

No. 2

Department of Business, Economic Development and Tourism

June 2003

Message from the New Chairperson

As we move into the 2003-2004 fiscal year our Small Business Regulatory Review Board is confident that we will make substantive change in the way the State of Hawaii supports its business community. Our three goals have Governor Lingle's support and now is the time to get involved in this year of change. It is our objective to have Hawaii in the nation's top five ranking of business friendly states in four years.

Lynne Woods, Chair

What is the Small Business Regulatory Review Board?

The Small Business Regulatory Review Board was created in 1998 by the Small Business Regulatory Flexibility Act, Act 168, Hawaii Revised Statutes, Section 201M. It is administratively attached to the Department of Business, Economic Development & Tourism (DBEDT). The Board consists of eleven volunteers, current or past owners and officers of small businesses from across the State. Members are nominated by other board members, appointed by the Governor, and confirmed by the Senate. Members include:

Oahu

Robert Speers
Phyllis Shea
Brian Zinn

Maui

Lynne Woods
Dorvin Leis

Kauai

Dennis Okihara

Hawaii Island

Denise Walker
Al Inoue
David Rietow

Legislative Notes

On May 21, 2003, the Review Board presented its Vision, Mission, and Action Plan to the Governor's entire Cabinet. The Board explained why small businesses are important, what its responsibilities are, and welcomed each state agency to partner with them to assist Hawaii's small businesses. The presentation demonstrated a positive attitude toward proactive legislation and allowed the business community to educate the administration about their positions.

HB285 HD1 SD 2 "Relating to Administrative Procedures" added an analysis of the potential for privatization of certain regulatory functions to the Review Board's bi-annual report to the Legislature on existing administrative rules. The Governor vetoed the bill for reasons relating to procedures for automatic repeal of rules where the underlying law itself was repealed. The Review Board will, however, continue to submit bi-annual Legislative report.

New SBRRB Website

The Review Board is pleased to announce the launch of its new Website. Log on to the following address:

www.hawaii.gov/dbedt/sbrrb/index.html

Now you'll be able to receive meeting agendas, Board minutes, member information, *this Newsletter*, and any other information offered. Don't hesitate - log on now. If you have any questions, please contact DBEDT staff at 586-2596.

WE WANT TO HEAR FROM YOU. Please email us with comments, questions, or concerns you might have regarding any state laws or administrative rules at the following email address: sbrrb@dbedt.hawaii.gov.

Administrative Rule Review from April to June 2003

The Board reviewed the following administrative rules:

- 1) HAR Chapter 11.60.1, "Air Pollution Control" – Department of Health. The Board supported changes made to the rules contingent upon those changes not going beyond Federal mandated regulations.
- 2) "Department of Liquor Control – County of Hawaii." The Board reviewed and supported the proposed amendments to the rules, and while the rules provide some minor impact to small business, the changes were of a positive nature.
- 3) HAR Chapter 11-56, "Nonpoint Source Pollution Control" - Department of Health. The Board has requested a small business impact statement from the agency before the rules go to public hearing.
- 4) HAR Chapter 13-39, "Wai'Opae Tidepools Marine Life Conservation District, Hawaii" - Department of Land and Natural Resources (DLNR). The Board is concerned with these rules, as they will negatively impact one business.
- 5) HAR Chapter 11-54, "Water Quality Standards" -Department of Health. The Board is currently working very closely with the agency and has made several recommendations to the proposed rules.